

1 IN THE UNITED STATES DISTRICT COURT
2
3 EASTERN DISTRICT OF MICHIGAN
4
5 UNITED STATES OF AMERICA,)
6 vs.) Case No. 19-20014
7 SETH RYAN MOSE,)
8 Defendant.) Bay City, Michigan
9) March 7, 2019
10) 10:54 a.m.
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TRANSCRIPT OF ARRAIGNMENT
BEFORE THE HONORABLE PATRICIA T. MORRIS
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

For the Government: ANCA I. POP
United States Attorney
Eastern District of Michigan
101 First Street
Suite 200
Bay City, MI 48708

For the Defendant: JOHN E. MELTON
Melton Law Firm
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1000 Washington Avenue
Bay City, MI 48708

TRANSCRIPT PRODUCED FROM DIGITAL VOICE RECORDING
TRANSCRIBER NOT PRESENT AT LIVE PROCEEDINGS

PROCEEDINGS

(At 10:54 a.m., proceedings commenced.)

(Defendant present.)

4 THE COURT: Good morning. The Court calls the case
5 of the United States versus Seth Mose, Case No. 19-20014.
6 Could I have the attorney appearances, please.

7 MS. POP: Good morning, Your Honor. Anca Pop on
8 behalf of the United States.

9 THE COURT: Thank you, Ms. Pop.

10 MR. MELTON: John Melton for Mr. Mose.

11 THE COURT: Thank you, Mr. Melton, and I note your
12 client is here with you today as well, right?

13 It's my understanding that the first superceding
14 indictment hasn't changed the atmosphere much. Ms. Pop, is it
15 accurate to say that the only thing that changed was forfeiture
16 allegations?

17 MS. POP: Yes. We added language to the forfeiture
18 allegation and corrected a minor error in one of the captions
19 of the accounts.

20 THE COURT: Oh, okay. All right. Very good. Thank
21 you.

22 So, Mr. Mose, I know you've been here before, but you
23 have been charged now in a first superceding indictment, and as
24 Ms. Pop indicated, there are minor changes made, but the main
25 addition was forfeiture allegations, which means that the

1 Government intends to take any property that you used in the
2 commission of the crimes listed in Counts One through Three
3 should you be found guilty of those offenses. Do you
4 understand that, sir?

5 THE DEFENDANT: Yes, I do.

6 THE COURT: Okay. Very good. And we'll just go over
7 again the count -- Count One is a distribution and receipt of
8 child pornography between February 2nd and June 12th, 2018.

9 Count Two is possession of child pornography
10 involving a prepubescent minor who had not yet attained 12
11 years of age between November 23rd, 2017 and on or about August
12 10th, 2018.

13 And Count Three is coercion and enticement of a minor
14 in or about September of 2014. All of those occurring here in
15 the Northern Division of the Eastern District of Michigan.

16 Do you understand the basic charges against you in
17 this first superceding indictment?

18 THE DEFENDANT: Yes.

19 THE COURT: The maximum penalties for Count One are 5
20 to 20 years imprisonment, 5 years to life supervised release
21 and a fine of up to \$250,000.

22 Count Two carries with it maximum penalties of up to
23 20 years imprisonment, 5 years to life supervised release, and
24 a fine of up to \$250,000.

25 And Count Three carries with it a maximum penalty of

1 10 years to life imprisonment, 5 years to life supervised
2 release and a fine of up to \$250,000.

3 Do you also understand, Mr. Mose, the maximum
4 penalties for the three counts in the indictment?

5 THE DEFENDANT: Yes, I do.

6 THE COURT: Okay. Very good. With that then,
7 Mr. Melton, would you care to waive a more detailed reading and
8 offer a plea on behalf of your client.

9 MR. MELTON: Yes, we'll waive more detailed reading
10 and enter a no -- not guilty.

11 THE COURT: Okay. Very good. Not guilty pleas,
12 then, will be entered as to Counts One, Two and Three which are
13 the sole counts of this first superceding indictment. I think
14 we've addressed other issues in previous hearings so, with
15 that, Ms. Pop, is there anything further for this record?

16 MS. POP: No, Your Honor.

17 THE COURT: Mr. Melton?

18 MR. MELTON: Well, Your Honor, I've just been just
19 recently on the case, and I just was given some additional
20 discovery. I did receive some discovery from Mr. Dunn. I just
21 received additional discovery. I think there's some deadlines
22 coming up. I would respectfully request the deadlines be
23 extended, any deadlines that are out there.

24 THE COURT: What sort of deadlines are you referring
25 to, sir?

1 MR. MELTON: Well, I think there's --

2 THE COURT: I mean, because we do have, of course,
3 speedy trial issues to worry about.

4 MR. MELTON: I understand that, Judge, but I think
5 there was a deadline -- a motion deadline that may have
6 already -- might have already passed. I just respectfully
7 request if you could extend the dates 30 days.

8 THE COURT: I think that's probably something that
9 you should be taking up with Judge Ludington's chambers --

10 MR. MELTON: Okay. Yeah.

11 THE COURT: -- and so, you know, it wouldn't hurt to
12 file a motion in that regard, and I think then they would --
13 they would handle that for you, so -- all right. Thank you,
14 sir. Court will be in recess, then, until the next case.

15 (At 10:58 a.m., court recessed.)

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17 C E R T I F I C A T E

18 I certify that the foregoing is a correct transcript
19 from the digital sound recording of the proceedings in
the above-entitled matter.

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22 Date: 5-17-2020

Carol M. Harrison

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